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5 Attorneys for Plaintiff
TIBCO SOFTWARE INC.

8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**

11 TIBCO SOFTWARE INC., a Delaware
corporation,

12 Plaintiff,

13 vs.

14 TIBCO INDUSTRIAL, INC., a corporation
15 of unknown origin,

16 Defendant.

CASE NO. C 05-02084 SC

NOTICE OF VOLUNTARY DISMISSAL

ORDER

17
18 **NOTICE IS HEREBY GIVEN** that pursuant to F.R.C.P. 41(a)(1), plaintiff voluntarily
19 dismisses the above-captioned action without prejudice.

20 DATED: January 19, 2006

21 BUCHALTER NEMER
A Professional Corporation



By: /S/
RICHARD C. DARWIN
Attorneys for Plaintiff